



2161/11Kw

PATENT
29794/36547A

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicants: Walter et al.

Serial No.: 09/821,615

Filed: March 29, 2001

For: PATIENT HEALTH RECORD
ACCESS SYSTEM


Group Art Unit: 2161

Examiner: Not yet assigned

I hereby certify that this paper is being
deposited with the United States Postal
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in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450, on this date:

Date: December 8, 2004


Randall G. Rueth
Registration No. 45,887

**REQUEST TO CORRECT INVENTORSHIP IN NONPROVISIONAL
APPLICATION AFTER DECLARATION FILED**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants request pursuant to 35 U.S.C. § 1.48 (a) the identification of the inventors
of the subject matter of this nonprovisional patent by adding Aaron T. Cornelius (a citizen of
the U.S. residing at 2201 Town Hall Road, Mount Horeb, Wisconsin 53572).

Submitted herewith are (1) a statement from Aaron T. Cornelius declaring that the
error in inventorship occurred without any deceptive intention on his part, (2) a declaration
by the actual inventors as required by § 1.63, (3) a statement from the assignee agreeing to
the change of inventorship, (4) a Petition for Suspension of Rules and (5) a check for the
required fees of \$390.

12/16/2004 AWQND AF1 00000027 09821615

01 FC:1464

130.00 0P

The Commissioner is authorized to charge any deficiency in the amount enclosed to deposit account no. 13-2855. Please refund any overpayment to Marshall, Gerstein & Borun LLP at the address below.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

By: 

Randall G. Rueth

Reg. No. 45,887

Attorney for Applicants

December 8, 2004

6300 Sears Tower
233 S. Wacker
Chicago, IL 60606
(312) 474-6300



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~~Randall G. Rueth~~
~~Registration No. 45,887~~

PETITION FOR SUSPENSION OF RULES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants request pursuant to 37 CFR 1.183 waiver of the requirement of 37 CFR 1.64 requiring that each of the actual inventors execute the oath or declaration. One of the original inventors, Samit Sureka, died on August 29, 2001. A copy of his death certificate is submitted herewith. Consent by the assignee, Epic Systems Inc., has been given in the Statement of Epic Systems, also submitted herewith.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

By: Randall G. Rueth
 Randall G. Rueth
 Reg. No. 45,887
 Attorney for Applicants

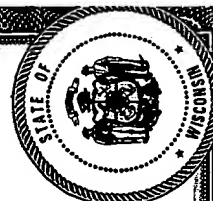
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02 FC:1999

260.00 OP

December 8, 2004

6300 Sears Tower
233 S. Wacker
Chicago, IL 60606
(312) 474-6300



PCF 6040 (Rev. 03/00)
Do not complete this form before reading Instructions (PCF 6040A). Local File # 2128
STATE OF WISCONSIN
DEPARTMENT OF HEALTH AND FAMILY SERVICES
ORIGINAL CERTIFICATE OF DEATH

1. DECEASED'S NAME: Semit
2. AGE (Years): 28
3. SEX: Male
4. RACE: Indian
5. DATE OF BIRTH: March 3, 1973
6. PLACE OF BIRTH: India
7. DATE OF DEATH: August 29, 2001
8. TIME OF DEATH: 2250
9. PLACE OF DEATH: Fitchburg
10. MANNER OF DEATH: Natural
11. HOSPITAL (AND CAMPUS) OR NURSING HOME: 5395 E. Cheryl Parkway
12. MARITAL STATUS: Married
13. RESIDENCE - STATE: Wisconsin
14. RESIDENCE - COUNTY: Dane
15. RESIDENCE - CITY, VILLAGE, TOWNSHIP: Madison
16. NUMBER OF DECEASED: 16
17. MOTHER'S NAME: Asha Gupta
18. FATHER'S NAME: Govind
19. US. RESIDENCE - COUNTY: Wisconsin
20. US. RESIDENCE - CITY, VILLAGE, TOWNSHIP: Madison
21. SURVIVING SPOUSE (If wid, give last surname, not married surname) (First, Middle, Last):
22. DECEASED'S OCCUPATION (Do not enter "Retired"):
23. USUAL OCCUPATION (Do not enter "Retired"):
24. INFORMATION'S NAME: Marrion Ladd
25. PLACE OF DISPOSITION (Name of cemetery, crematory, or other place):
26. DATE OF DISPOSITION: August 30, 2001
27. LOCATION City/Township/State: Madison, Wisconsin
28. DATE SIGNED BY REGISTRAR (Date, Day, Yr.): August 30, 2001
29. MEDICAL CERTIFICATE NO.: 5170
30. WI LICENSE NO.:
31. NAME AND MAILING ADDRESS OF FACILITY (Street and number, City, State, Zip):
32. DATE OF DEATH (Date, Day, Yr.): August 29, 2001
33. MANNER OF DEATH:
34. AUTOPSY PERFORMED:
35. DATE SIGNED (Date, Day, Yr.): 9/30/01
36. REGISTRAR SIGNATURE: Eileen P. Smith, MD
37. REGISTRAR'S MAILING ADDRESS (Name, Address, City, State, Zip):
38. DATE RECEIVED BY REGISTRAR (Date, Day, Yr.): AUG 31 2001
39. DATE RECEIVED BY REGISTRAR (Date, Day, Yr.):
40. PART I: Enter the date, time, and place of death. Do not enter the mode of dying such as cardiac or respiratory arrest, shock or heart failure. List only one cause of death on each line. Do not list old age or senility as sole cause.
41. PART II: Enter the date, time, and place of death. Do not enter the mode of dying such as cardiac or respiratory arrest, shock or heart failure. List only one cause of death on each line. Do not list old age or senility as sole cause.
42. PART III: Enter the date, time, and place of death. Do not enter the mode of dying such as cardiac or respiratory arrest, shock or heart failure. List only one cause of death on each line. Do not list old age or senility as sole cause.

BEST AVAILABLE COPY



I certify that this document contains a true and correct reproduction of facts on file with the Wisconsin Vital Records Office.

JANE LIGHT
DANE COUNTY REGISTER OF DEEDS

4020312

Date Issued:



PATENT
29794/36547A

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System

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December 8, 2004


Randall G. Rueth
Reg. No. 45,887

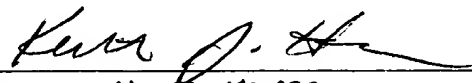
STATEMENT OF EPIC SYSTEMS CORPORATION REGARDING CORRECTION
OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)(5)

Epic Systems Corporation is the assignee of the entire right, title, and interest of the invention disclosed in U.S. Serial No. 09/821,615, by virtue of an assignment from Erv. Walter et al. as recorded on July 2, 2001, in the United States Patent and Trademark Office at Reel No. 011945 and Frame No. 0067, and by virtue of an assignment from Aaron Cornelius (copy attached).

A petition to correct inventorship in U.S. Serial No. 09/821,615 pursuant to 35 U.S.C. § 256 is filed herewith requesting Aaron T. Cornelius be named as an inventor in the patent. As a representative empowered to act on behalf of Epic Systems Corporation, I hereby agree with this change in inventorship on behalf of Epic Systems Corporation.

EPIC SYSTEMS CORPORATION

Dated: November 1, 2004

By: 
Name: Kenneth S. Hanson
Title: Secretary & General Counsel

5301 Tokay Blvd.
Madison, WI 53711



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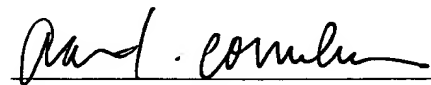
) December 8, 2004

) 
) Randall G. Rueth
) Reg. No. 45,887
)

Statement Under 35 U.S.C. § 1.48(a)(2)

The error in identifying the true inventors of the subject matter disclosed in this patent occurred without any deceptive intention on my part.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application, or any resulting patent.


Aaron T. Cornelius

Dated: 12/1, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

PATIENT HEALTH RECORD ACCESS SYSTEM

the specification of which was filed on March 29, 2001 as Application No. 09/821,615.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ no such foreign applications have been filed

☐ such foreign application have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing (dd/mm/yyyy)	Priority Claimed Under 35 USC 119
			___ Yes No ___
			___ Yes No ___
			___ Yes No ___

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing (dd/mm/yyyy)

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

- ☐ no such U.S. provisional applications have been filed.
- ☒ such U.S. provisional application have been filed as follows:

Application Number	Date of Filing (dd/mm/yyyy)	Priority Claimed Under 35 USC 119
60/214,219	June 26, 2000	<u> x </u> Yes No ___
		___ Yes No ___
		___ Yes No ___

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal

Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

☒ no such U.S./PCT applications have been filed.

☐ such U.S./PCT application have been filed as follows:

Application Number	Date of Filing (dd/mm/yyyy)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint:

All practitioners at Customer Number 04743

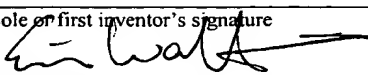
all of **MARSHALL, GERSTEIN & BORUN LLP**, 233 S. Wacker Drive, Suite 6300, Sears Tower, Chicago, Illinois 60606-6357, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

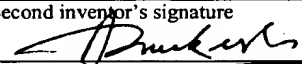
Please mail all correspondence to Randall G. Rueth, whose address is:


MARSHALL, GERSTEIN & BORUN LLP
233 S. Wacker Drive, Suite 6300
Sears Tower
Chicago, Illinois 60606-6357

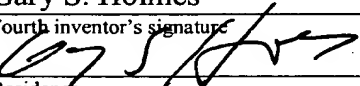
Please direct telephone calls to: Randall G. Rueth at (312) 474-6300.

Please direct facsimiles to: (312) 474-0448

Full name of first inventor Ervin Walter	
Sole or first inventor's signature 	Date 12/2/04
Residence Madison, Wisconsin	
Citizenship US	
Mailing Address 1351 South Street #16 Madison, Wisconsin 53715 <i>AW</i> 3318 Bradbury Rd Madison, WI 53715	

Full name of second inventor Mukesh Allu	
Second inventor's signature 	Date 11/04/04
Residence Madison, Wisconsin	
Citizenship India	
Mailing Address 5826 Raymond Road, Apt. 2E Madison, WI 53711 <i>Am</i> 826, LONGWOOD DRIVE OREGON, WI - 53575	

Full name of third inventor Scott A. Lordi	
Third inventor's signature 	Date 12/3/04
Residence Madison, Wisconsin	
Citizenship US	
Mailing Address 21 North Butler Street Apartment 307 Madison, Wisconsin 53703	

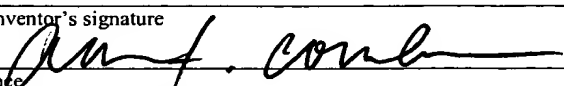
Full name of fourth inventor Gary S. Holmes	
Fourth inventor's signature 	Date 11/9/04
Residence North Freedom, Wisconsin	
Citizenship US	
Mailing Address S5811 Sugar Road North Freedom, Wisconsin 53951	

Full name of fifth inventor Carl D. Dvorak	
Fifth inventor's signature <i>Carl D. Dvorak</i>	Date <i>11.1.4</i>
Residence Madison, Wisconsin	
Citizenship US	
Mailing Address 9113 Aspen Grove Lane Madison, Wisconsin 53717	

Full name of sixth inventor Joel E. Rod	
Sixth inventor's signature <i>Joel E. Rod</i>	Date <i>11/1/04</i>
Residence Madison, Wisconsin	
Citizenship US	
Mailing Address 234 Randolph Drive, #221D Madison, Wisconsin 53717	

Full name of seventh inventor Sumit S. Rana	
Seventh inventor's signature <i>Sumit Rana</i>	Date <i>11/4/04</i>
Residence Madison, Wisconsin	
Citizenship India	
Mailing Address 6702 Schroeder Road, #23 Madison, Wisconsin 53711 3033 MAPLE GROVE DR MADISON, WI 53719	

Full name of eighth inventor Samit G. Sureka	
Eighth inventor's signature	Date
Residence Madison, Wisconsin	
Citizenship India	
Mailing Address 6902 Schroeder Road, Apt. 16 Madison, Wisconsin 53711	

Full name of ninth inventor Aaron T. Cornelius	
Ninth inventor's signature 	Date 12/3/04
Residence Mount Horeb, Wisconsin	
Citizenship US	
Mailing Address 2201 Town Hall Road Mount Horeb, Wisconsin 53572	